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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

21 A&A GLOBAL IMPORTS, INC.,  
22 a California corporation,

23 Plaintiff,  
24 vs.

25 CBJ DISTRIBUTING LLC d/b/a CANNABIZ  
26 SUPPLY, a Nevada limited liability company;  
27 NORTH AMERICAN DISTRIBUTING, LLC  
28 d/b/a CANNABIZ SUPPLY, a Nevada limited  
liability company; and CHARLES J. FOX, an  
individual,

Defendants.

NORTH AMERICAN DISTRIBUTING, LLC  
d/b/a CANNABIZ SUPPLY, a Nevada limited  
liability Company,

Counterclaimant,  
vs.

A&A GLOBAL IMPORTS, INC., a California  
corporation,

Counterdefendant.

Case No.: 2:22-cv-00576-RFB-DJA

**STIPULATION AND PROPOSED  
ORDER TO (1) EXTEND TIME  
TO RESPOND TO MOTION TO  
DISMISS; AND (2) SET TIME  
UNDER NRS 41.660(1)(b)(2) TO  
FILE SPECIAL MOTION TO  
STRIKE AFTER FED. R. CIV.  
PROC. 15(a) ELECTION**

**(FIRST REQUEST)**

1 Plaintiff/Counterdefendant A&A Global Imports, Inc. (“Plaintiff”) and  
2 Defendants/Counterclaimant CBJ Distributing, LLC d/b/a Cannabiz Supply, North  
3 American Distributing, LLC d/b/a Cannabiz Supply (“Defendant”), and Charles J. Fox  
4 (collectively, “Defendants”) file this First Stipulation and Proposed Order to (1) extend the  
5 deadline for Defendants to respond to Plaintiff’s motion to dismiss from August 29, 2022  
6 to September 5, 2022, so as to coordinate Defendants’ response date with Counterclaimant’s  
7 time under Fed. R. Civ. Proc. 15(a) to alternatively amend its three counterclaims, and (2)  
8 set the time under NSR 41.660(1)(b)(2) to file a special motion to strike to run from  
9 Counterclaimant’s election to either amend its counterclaims under Rule 15(a) or  
10 alternatively, Defendants’ election to file an opposition to the motion to dismiss. This is the  
11 first request to set or extend either time for such a pleading.

12 Good cause exists for the parties’ limited modified scheduling order for the  
13 following reasons: On Monday, August 15, 2022, Plaintiff timely filed a motion to dismiss  
14 Defendant’s counterclaim [Dkt. #22], which raised the litigation privilege as a defense along  
15 other First Amendment issues. The parties met and conferred regarding the appropriate  
16 sequence of events in response to Plaintiff’s motion to dismiss, as the filing of amended  
17 counterclaims under Rule 15(a) could moot, not only Plaintiff’s pending motion to dismiss,  
18 but also any need or reason to file a special motion to strike under NSR 41.660(1)(b)(2).  
19 Accordingly, the parties agreed to coordinate the time for any opposition to the motion to  
20 dismiss with Counterclaimant’s right to file amended counterclaims under Rule 15(a), and  
21 Defendants/Counterclaimant agreed that the time for which to file any motion under NRS  
22 41.660(1)(b)(2) would run from either the filing of amended counterclaims or an opposition  
23 to Plaintiff’s motion to dismiss if Counterclaimant opted not to voluntarily amend its  
24 counterclaims.

25 Accordingly, the parties have agreed, stipulated, and seek Court approval of the  
26 following:

27 (1) Defendants’ deadline to respond to the Motion to Dismiss is extended to  
28 September 5, 2022; and

(2) Plaintiff's statutory time in which to file a special motion to strike under NSR 41.660(1)(b)(2) will be either (a) the normal 60 days from the filing of amended counterclaims under Rule 15(a), or (b) if no amended counterclaims are filed in response to Plaintiff's motion to dismiss, 14 days from the filing of Defendants' opposition to the motion to dismiss.

**IT IS SO AGREED AND STIPULATED.**

DATED this 18<sup>th</sup> day of August, 2022.

DATED this 18<sup>th</sup> day of August, 2022.

MARQUIS AURBACH

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**IT IS SO ORDERED:**

  
\_\_\_\_\_  
RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE

DATED this 19th day of August, 2022.